**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**ORDINARY ORIGINAL CIVIL JURISDICTION**

**SUIT NO.1834 OF 1985.**

Mangal Mahesh Coop.Housing Society Ltd. and another. ... Plaintiffs.

Versus.

Smt.Gyan Kaur s/o.Partapsingh Mathrasingh. ... Defendant.

Ms.Narialwala i/by M/s.Madhukar Munim & Co. for the Plaintiffs.

None for the Defendant.

**CORAM : ABHAY S.OKA, J.**

**DATED : 3rd July, 2007.**

**P.C.:**

1. The learned Advocate appearing for the Plaintiffs has tendered for my perusal a letter dated 28th September 2005 sent by the 1st Plaintiff to the Advocate on record for the Plaintiffs stating therein that the 1st Plaintiff desires to withdraw the suit.

2. The learned Counsel appearing for the Plaintiffs states that the 2nd Plaintiff has changed address and therefore, the 2nd Plaintiff could not be contacted. It is obvious that the 2nd Plaintiff is not interested in prosecuting the suit.

3. Hence the suit is dismissed as withdrawn in so far as the 1st Plaintiff is concerned. The suit is dismissed for non-prosecution as far as the 2nd Plaintiff is concerned. The Plaintiffs will be entitled for refund of Court fees as per the Rules.

**Judge.**